

**Open Session Minutes
April 21, 2009**

**SELECTMEN'S MEETING
Tuesday, April 21, 2009 7 p.m.
H. BERNARD MONAHAN MEMORIAL ROOM
TOWN HALL, 242 UNION STREET
ROCKLAND, MASSACHUSETTS**

BOS Meeting 7pm

**PLEDGE OF ALLEGIANCE
MOS**

Reorganization of the BOS

~Motion by Mr. Zupkofska to Nominate Mr. Chaffee Chairman for the next year, Mr. Chaffee declined due to out of town work commitments, No 2nd.

~Motion by Ms. O'Brien to nominate Mr. Simpson as Chairman, 2nd by Mr. Chaffee passed 4-1(Zupkofska).

~Motion by Mr. Simpson to nominate Mr. Chaffee Vice-Chairman, 2nd by Ms. O'Brien passed 4-1(Zupkofska)

South Coastal Bank Presentation to Rockland Police

~Presentation by President and CEO of the South Coastal Bank Robert Fraser to Police Chief Llewellyn, Officer Somers and Sgt. Zeoli in recognition and thanks for the recent capture of the bank robbery suspect. Two checks were given to the Police Department for the K9 and DARE programs.

1. **OPEN FORUM** – No speakers.
2. **Executive Session Minutes-April 6, 2009**
~Motion to accept not to be released until all matters are completed by Mr. Chaffee, 2nd by Ms. O'Brien passed 5-0.
3. **Executive Session Minutes-January 20, 2009**
~Motion to accept not to be released until all matters are completed by Mr. Zupkofska, 2nd by Mr. Chaffee passed 5-0.

4. **Open Session Minutes-April 6, 2009**
~Motion to accept by Mr. Chaffee, 2nd by Mr. Johnson passed 5-0
5. **Open Session Minutes-February 4, 2008 (Simpson, Chaffee and Zupkofska)**
~Motion to accept by Mr. Chaffee, 2nd by Mr. Zupkofska passed 3-0

New Business

Item #12- *taken out of order*- Jennifer Circle 40B

~BOS updated on John Kennedy's proposal for Jennifer Circle. K&P and Bob Manzella have been developing the town's response to the proposal but we are not required to respond until notified by the Commonwealth.

Items 15, 16, 17, and 18 items *taken out of order*

15. License Transfer Rokie's to O'Hurley's Pub

~ Motion to open hearing by Mr. Zupkofska, 2nd by Ms. O'Brien passed 5-0.
Mr. Hurley presented himself to the BOS and answered some questions.
~Motion to close hearing by Mr. Chaffee, 2nd Mr. Zupkofska passed 5-0.
Motion to approve license transfer from Rokie's to O'Hurleys by Mr. Zupkofska, 2nd by Ms. O'Brien provided staff is all TIPS certified, approved 5-0.

16. Entertainment License

~Motion to approve by Mr. Zupkofska, 2nd Mr. Chaffee passed 5-0.

17. Automatic Amusement Device License

~Motion to approve by Ms. O'Brien, 2nd by Mr. Chaffee, passed 5-0

18. Common Victualler's License

~Motion to approve by Ms. O'Brien, 2nd by Mr. Zupkofska, passed 5-0

UNFINISHED BUSINESS

6. Override Question(s)

~Mr. Chiocca made a presentation to the BOS regarding the FY10 budget with the help of John Ellard and Bill Minahan of the Finance Committee made override recommendations to the BOS. Lengthy discussion took place regarding numerous override questions. TA Chiocca recommended 4 separate questions.
~Motion by Mr. Zupkofska, second by Mr. Johnson to have separate questions.
Passed 5-0.

Question 1: SCHOOLS

SHALL THE TOWN OF ROCKLAND BE ALLOWED TO ASSESS AN ADDITIONAL \$1,800,000 IN REAL ESTATE AND PERSONAL PROPERTY TAXES FOR THE PURPOSES OF FUNDING THE TOWN OF ROCKLAND PUBLIC SCHOOLS FOR THE FISCAL YEAR BEGINNING JULY 1, 2009?

~Motion to approve by Mr. Johnson, 2nd by Ms. O'Brien, passed 4-1(Zupkofska)

Question 2: POLICE, FIRE, HIGHWAY, SELECTMAN, ASSESSORS, TOWN COLLECTOR, BOARD OF HEALTH AND VETERANS DEPARTMENTS

SHALL THE TOWN OF ROCKLAND BE ALLOWED TO ASSESS AN ADDITIONAL \$352,423 IN REAL ESTATE AND PERSONAL PROPERTY TAXES FOR THE PURPOSES OF FUNDING THE POLICE DEPARTMENT (\$140,000), FIRE DEPARTMENT (\$78,000), HIGHWAY DEPARTMENT (\$42,000), BOARD OF SELECTMEN'S OFFICE (\$7,874), BOARD OF ASSESSORS (\$28,929), TOWN COLLECTOR (\$2,500), TOWN CLERK (\$31,084), BOARD OF HEALTH (\$12,036), AND VETERANS DEPARTMENT (\$10,000), FOR THE FISCAL YEAR BEGINNING JULY 1, 2009?

~Motion to approve by Ms. O'Brien, 2nd by Mr. Chaffee passed 4-1(Zupkofska).

Question 3: LIBRARY

SHALL THE TOWN OF ROCKLAND BE ALLOWED TO ASSESS AN ADDITIONAL \$348,000 IN REAL ESTATE AND PERSONAL PROPERTY TAXES FOR THE PURPOSES OF FUNDING THE ROCKLAND PUBLIC LIBRARY FOR THE FISCAL YEAR BEGINNING JULY 1, 2009?

~Motion to approve by Mr. Chaffee, 2nd by Ms. O'Brien, passed 3-1-1(Zupkofska opposed)(Simpson abstained).

Question 4: PARK, COA, VISITING NURSES, and YOUTH COMMISSION

SHALL THE TOWN OF ROCKLAND BE ALLOWED TO ASSESS AN ADDITIONAL \$268,969.00 IN REAL ESTATE AND PERSONAL PROPERTY TAXES FOR THE PURPOSES OF FUNDING THE PARK DEPARTMENT (\$174,159), COUNCIL ON AGING (\$46,570), THE YOUTH COMMISSION (\$40,000) AND THE VISITING NURSES (8,240) FOR THE FISCAL YEAR BEGINNING JULY 1, 2009?

~Motion to approve by Ms. O'Brien, 2nd by Mr. Chaffee, passed 4-1(Zupkofska).

RE-OPENING STM WARRANT

Town Administrator asked the BOS to reopen the May 4, 2009 Special Town Meeting Warrant

~Motion to re-open STM by Ms. O'Brien, 2nd by Mr. Chaffee, passed 5-0.

TA Mr. Chiocca presented the proposal to transfer \$150,000 from the Health Insurance Account to the Snow and Ice Control budget with the recommendation of the Finance Committee.

~Motion by Mr. Chaffee 2nd by Mr. Johnson to insert the following in the May 4, 2009 Special Town meeting:

“Will the Town vote to transfer One Hundred Fifty Thousand Dollars (\$150,000.00) from the Health Insurance budget (line item RR) to the Snow and Ice Control budget (Line Item FF) or take any other action relative thereto?”

EMERGENCY: This transfer is needed to reduce the deficit of in Snow Removal costs due to unforeseen snowfall in Fiscal Year FY2009 and an anticipated revenue surplus in the Health Insurance budget.

If the Selectmen adopt this article, this reduces the FY2010 Snow Deficit by said amount, freeing up \$150,000 in additional revenue.

Passed 5-0.

~Motion to close the STM Warrant by Mr. Chaffee, 2nd by Ms. O'Brien passed 5-0.

29. Town Administrator's Report

~ Updated the BOS on the status of House Bill #4050. Bill has been reported out of Committee favorability and has passed the Senate. House will act on it next week.

~TA Chiocca informed the BOS he is proceeding with the follow-up inspection and report on the Studley's Pond Dam while appealing ownership to the State.

~Informed the BOS and public between April and July, U.S. census workers are working in the town of Rockland going through neighborhoods if anyone has a question please contact the Police Dept.

~Motion by Mr. Chaffee, 2nd by Ms. O'Brien to approve the use of Town Hall Plaza by the Cub Scout Pack 12 for a yard sale and bottle drive on June 6, 2009. Rain date June 7th.

Passed 5-0.

~Motion by Mr. Zupkowska, 2nd by Ms. O'Brien to approve summer entertainment at Albertina's Ice Cream on Tuesday nights starting June 16th to August 25th, 2009 from 7 to 8pm. Passed 5-0.

~Informed the BOS of Memorial Day parade arrangements on May 25th.

~Reminder Rockland needs another representative on the SSTTDC Advisory Board.

~Reminder May 9, 2009 is the Annual Letter Carriers Food Drive for the Rockland Food Pantry.

~ BOS 5-0 approved use of some Rockland Roads for BBSC Endurance Sports May 1 or 2, 2010.

Mr. Chiocca thanked the BOS and the Rockland community for all the expressions of condolences at the passing of his Dad.

SELECTMAN'S COMMENTS

Chairman Simpson read the disclaimer that comments and opinions expressed by individual members do not necessarily reflect the views of all of the BOS and are the opinions and comments of only the individual members.

EXECUTIVE SESSION

Executive Session for Collective Bargaining and Litigation

~Motion to go into Executive Session for strategy deliberations by Mr. Simpson, 2nd by Mr. Johnson passed 5-0 on a roll call vote.

**Allan R. Chiocca
Town Administrator**

**Lawrence J. Chaffee, Vice Chairman
Board of Selectmen**